

HENNIGAN, BENNETT & DORMAN LLP  
LAWYERS  
LOS ANGELES, CALIFORNIA

**\*E-FILED - 8/24/09\***

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

COMPUTER CACHE COHERENCY  
CORPORATION,

Plaintiff,

vs.

VIA TECHNOLOGIES, INC. AND VIA  
TECHNOLOGIES, INC. (USA),

Defendant.

) CASE NO.05-cv-01668 RMW (HRL)

)

) **¶ ORDER RE STIPULATED**  
) **VOLUNTARY DISMISSAL WITHOUT**  
) **PREJUDICE OF DEFENDANTS'**  
) **COUNTERCLAIMS FOR**  
) **DECLARATORY JUDGMENT OF**  
) **INVALIDITY AND UNENFORCE-**  
) **ABILITY PURSUANT TO F.R.C.P.**  
) **41(A)(1) AND FOR ORDER DIRECTING**  
) **CLERK TO ENTER JUDGMENT**

)

Pursuant to the stipulation of the parties and the Court's September 23, 2008 and June 18, 2009 Orders (1) the Clerk is hereby directed to enter judgment forthwith under Fed. R. Civ. P. 58, in favor of VIA Technologies, Inc. and VIA Technologies, Inc. (USA) (collectively "VIA") and against Computer Cache Coherency Corporation, that VIA does not infringe any claim of United States Patent No. 5,072,369, and (2) Defendant VIA's Counterclaims for Declaratory Judgment of Invalidity and Unenforceability are hereby dismissed without prejudice.

**IT IS SO ORDERED**

DATED: 8/24/09



Honorable Ronald M. Whyte  
United States District Court Judge

1 Submitted by:

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20 VIA TECHNOLOGIES, INC. AND

21 VIA TECHNOLOGIES, INC. (USA)

**ATTESTATION PURSUANT TO GENERAL ORDER 45.X**

I, Omer Salik, hereby attest that concurrences in the filing of this document have been obtained from each of the signatories.

Dated: July 29, 2009

By: /s/ Omer Salik  
Omer Salik

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